

## Office of the Secretary of Defense

## § 232.1

### B. *Specific Procedures*

1. The need for in-store banking service may be identified from either:

- a. An unsolicited proposal from an on-base financial institution,
- b. A DoD Component's request, or
- c. An installation commander's request.

2. The cognizant installation commander (or designee) is responsible for assessing the environment and authorizing the Bank/Credit Union Liaison Officer(s) to pursue the acquisition of in-store banking services. If no authorization is given, no further action is required.

3. The cognizant installation commander shall determine whether a solicitation is required. (A solicitation shall be required whenever there are two or more financial institutions on a DoD installation.) If no solicitation is required, then the Bank/Credit Union Liaison Officer shall work directly with the on-base financial institution to obtain the requested services. Where there is neither a banking office nor an on-base credit union, use the solicitation process outlined in §231.5(c) of this chapter, as supplemented by the provisions outlined in paragraph A, above.

4. The solicitation letter shall identify the financial services being requested and classify these services as either mandatory or optional. In addition, the solicitation letter shall highlight any services that will be weighed as more important than others during the evaluation of the proposals. Any space consideration and terms of the proposed agreement also shall be identified in the letter.

5. The installation commander (or designee) formally shall notify the selected financial institution and request that institution to coordinate with the proper activity to begin any construction, modifications or renovations necessary to open the in-store banking office. The cognizant facility management personnel shall begin the process of obtaining the necessary outgrant instruments. Concurrently, the requesting DoD Component representative and the financial institution representative shall draft the appropriate amendment to the operating agreement. The amendment should contain provisions regarding:

- a. The roles and responsibilities of all parties involved.
- b. The financial services to be provided, and
- c. The logistical support arrangements to include custodial services and security provisions. The amendment should be coordinated with the Bank/Credit Union Liaison Officer(s) prior to forwarding that document to the installation commander for signature. The amendment shall be signed by the installation commander (or designee) and the appropriate financial institution official with a copy furnished to the Secretary of the

Military Department concerned (or designee) and the Director, DFAS (or designee).

### APPENDIX C TO PART 231—SAMPLE CERTIFICATE OF COMPLIANCE FOR CREDIT UNIONS CERTIFICATE OF COMPLIANCE

I, (name), Chairman of the Board of Directors or President of the (credit union), located at (place), certify that this credit union complies with the requirements of section 170 of the Federal Credit Union Act (12 U.S.C 1770), for the allotment of space in federal buildings without charge for rent or services. The provision of no-cost office space is limited to credit unions if at least 95 percent of the membership to be served by the allotment of space is composed of individuals who are, or who were at the time of admission into the credit union, military personnel or federal employees, or members of their families.

(Date)

(Name)

(Chairman of the Board of Directors or the President)

NOTE: The Certificate of Compliance shall be written on credit union letterhead.

## PART 232—LIMITATIONS ON TERMS OF CONSUMER CREDIT EXTENDED TO SERVICE MEMBERS AND DEPENDENTS

Sec.

232.1 Authority, purpose, and coverage.

232.2 Applicability.

232.3 Definitions.

232.4 Terms of consumer credit extended to covered borrowers.

232.5 Identification of covered borrower.

232.6 Mandatory loan disclosures.

232.7 Preemption.

232.8 Limitations.

232.9 Penalties and remedies.

232.10 Servicemembers Civil Relief Act protections unaffected.

232.11 Effective date and transition

AUTHORITY: 10 U.S.C. 987.

SOURCE: 72 FR 50591, August 31, 2007, unless otherwise noted.

### § 232.1 Authority, purpose, and coverage.

(a) *Authority*. This part is issued by the Department of Defense to implement 10 U.S.C. 987.

(b) *Purpose*. The purpose of this part is to impose limitations on the cost and terms of certain defined extensions